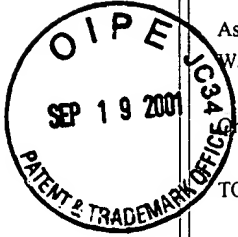


I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

PATENT
Attorney Docket No.: 20366-066900US

Assistant Commissioner for Patents
Washington, D.C. 20231



9-12-01

TOWNSEND and TOWNSEND and CREW LLP

By: Theresa VanDuchow

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Nabkel et al.

Application No.: 09/785,863

Filed: February 16, 2001

For: METHOD AND SYSTEM FOR
PROVIDING PRESELECTED
INFORMATION SERVICES UPON
DETECTION OF AN OFF-HOOK
CONDITION

Examiner: Unassigned

Art Unit: 2642

DECLARATION OF CHAD S. HILYARD
IN SUPPORT OF PETITION UNDER 37
C.F.R. §1.47(a)

RECEIVED

SEP 21 2001

Assistant Commissioner for Patents
Washington, D.C. 20231

**OFFICE OF PETITIONS
DEPUTY A/C PATENTS**

I, Chad S. Hilyard, am an attorney at Townsend and Townsend and Crew LLP, representing Qwest Communications International Inc. ("Qwest") in the above-referenced patent application. I have made diligent efforts to contact Mr. Edward A. Youngs, an inventor for the above-referenced case and previously an employee of Qwest.

On February 16, 2001, the above-referenced patent application was filed by Qwest with missing parts. On April 11, 2001, a Notice to File Missing Parts from the U.S. Patent Office was mailed to Qwest.

On May 16, 2001, I prepared the declaration and assignment documents for the above-referenced patent application and forwarded them to all the inventors (including Edward A. Youngs), along with the patent application as filed and a cover letter instructing them to review the application and execute the documents. A copy of the cover letter and Federal Express

label receipt are attached hereto as **Exhibit A**. Such cover letter shows Mr. Youngs' last known address, which is 4791 Franklin Drive, Boulder, Colorado 80301.

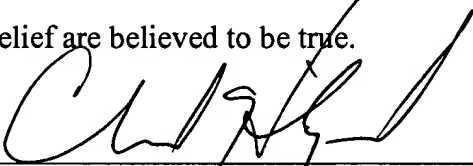
On July 23, 2001, a paralegal, Theresa L. VanDerhoof, of Townsend and Townsend and Crew attempted to contact Mr. Youngs. Conducting a search on the Internet in an attempt to locate updated contact information, Ms. VanDerhoof was able to locate a telephone number for Mr. Youngs at his last known address. A copy of the printout from the Internet search is attached hereto as **Exhibit B**. Unfortunately, the telephone number located had been disconnected with no new telephone number given. A memo regarding her attempt to reach Mr. Youngs is attached as **Exhibit C**.

As a result of being unable to locate Mr. Youngs at his last known address and to obtain a forwarding address, Mr. Youngs has not signed the declaration and assignment documents.

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the patent application or any patent resulting therefrom, declare that I am authorized to execute this instrument on behalf of applicants; all statements made of my own knowledge are true; and all statements made on information and belief are believed to be true.

Date:

9/12/2001


Chad S. Hilyard

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: 303-571-4000
Fax: 303-571-4321



EXHIBIT A

TOWNSEND
and
TOWNSEND
and
CREW
LLP



Palo Alto, California
Tel 650 326-2400
San Francisco, California
Tel 415 576-0200
Seattle, Washington
Tel 206 467-9600
Walnut Creek, California
Tel 925 472-5000

Denver
1200 Seventeenth Street
Suite 2700
Denver
Colorado 80202-5827
Tel 303 571-4000
Fax 303 571-4321
Direct: 303-465-8528
cshilyard@townsend.com

May 16, 2001

VIA FEDERAL EXPRESS

Jafar Nabkel
1630 30th Street, #603
Boulder, CO 80301

Harvey J. Benson
1065 West Mulberry Lane
Highlands Ranch, CO 80126

Donald E. Gillespie
3807 Silver Plume Circle
Boulder, CO 80303

Mark W. Hardison
20481 East Mansfield Place
Aurora, CO 80013

Karen Siegel-Jacobs
4735 Harrison Avenue
Boulder, CO 80303

Edward A. Youngs
4791 Franklin Drive
Boulder, CO 80301

Mark S. Maize
9808 Otis Drive
Westminister, CO 80021

Re: U.S. Patent Application
Appl. No. 09/785,863
Filed: February 16, 2001
For: METHOD AND SYSTEM FOR PROVIDING PRESELECTED
INFORMATION SERVICES UPON DETECTION OF AN OFF-HOOK
CONDITION
Our Ref. No. 020366-066900US

Dear Sirs and Madame:

Enclosed are the following corrected documents adding all inventors' names for your review and execution in the above-identified patent application:

- 1) Declaration;
- 2) Copy of patent application as filed; and
- 3) Assignment

Please review the patent application, as filed, and if it meets with your approval, please execute the Declaration. If you have any minor changes, please mark them on the appropriate pages and initial your change. Also, please execute the Assignment transferring rights to Qwest Communications International, Inc. I ask that you fill in the Date(s) of Execution of Declaration

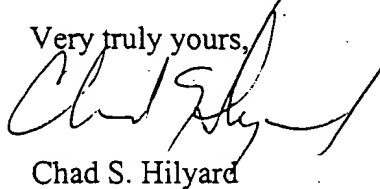
TOWNSEND
and
TOWNSEND
and
CREW
LLP

All Inventors
May 16, 2001
Page 2

on the first page. Please return these documents to me as soon as possible in order to avoid a request for extension of time and additional Government late filing fee.

If you have any questions or comments, please call me.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Chad S. Hilyard', written over the typed name.

Chad S. Hilyard

CSH/nlm
Enclosures

DE 7040130 v1

From: NINA MCNEILL (303)571-4000
TOWNSEND AND TOWNSEND AND CREW LLP
1200 SEVENTEENTH STREET
SUITE 2700
DENVER, CO, 80202

SHIPPER'S FEDEX ACCOUNT #

**FedEx.**

To: Edward A. Youngs (303)571-4000

SHIP DATE: 16MAY01
WEIGHT: 1 LBS

4791 Franklin Drive

Boulder, CO, 80301

Ref: 020366-066900US



DELIVERY ADDRESS

TRK # 7915 6094 2368 FORM 0201

PRIORITY OVERNIGHT

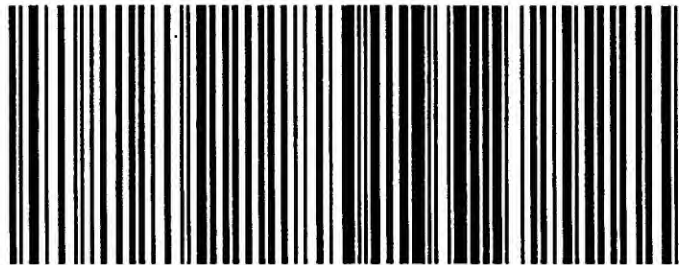
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80301-CO-US

72 FNLA

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Deliver by:
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Schedule Courier

Find a Dropoff Location

Shipping History

Shipment Complete

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1. Use the "Print" feature from your browser to send this page to your laser or inkjet printer.
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EXHIBIT B



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qwestdex.com found these results

You searched for "Edward" "Youngs" in "AURORA, CO" and surrounding area.

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Listings that matched your search

Youngs Edward
4791 Franklin Dr Boulder CO 80301

(303) 417-1112

[add to address book](#)

You searched for "Edward" "Youngs" in "AURORA, CO" and surrounding area.

qwestdex.com found the results above

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First:

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EXHIBIT C

Memorandum

To: File

From: Theresa L. VanDerhoof

Date: August 1, 2001

Re: Contacting Edward Youngs

Client-Matter No: 20366-066900US

On July 23, 2001, I attempted to get updated information for inventor Edward Youngs. I used the Qwest Dex website (www.qwestdex.com) to locate an address and telephone number for Edward Youngs. Unfortunately, the address listed on the website is no longer Mr. Youngs address. There is no current address information available for him. The website did list a telephone number in which I tried to call and received a message indicating the number had been disconnected with no new number listed.

DE 7046914 v1